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12/21/01
1050 U.S. PTO

BOX PATENT APPLICATION

Commissioner of Patents and Trademarks
Washington, D.C. 20231

PATENT

Attorney Docket No. 782.10

ET 421953048 US

Certificate of Express Mail

I hereby certify that this correspondence is being deposited by me with the United States Postal Service as "Express Mail Post Office to Addressee" Express Mail No. **ET 421 953 048 US** in an envelope addressed to BOX PATENT APPLICATION, Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the following date: December 21, 2001.

Carolanne M. King
Carolanne M. King

1050 U.S. PTO
10/036606
12/21/01

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the continuation-in-part patent application of:

Inventor(s): DOUGLAS C. OSBURN III

For: ENTERPRISE SERVER FOR SCADA SYSTEM

1. Type of Application

This is a continuation-in-part application of co-pending application Serial No. 09/826,578, filed April 5, 2001, and is for a(n):

☒ Utility application.

Applicants hereby claim priority benefits under 35 U.S.C. § 120 of non-provisional patent application Serial No. 09/826,578, filed April 5, 2001.

2. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) (Regular) or 37 CFR 1.153 (Design) Application

49 Pages of specification

7 Pages of claims

1 Page of abstract

8 Sheets of ☒ informal or ☐ formal drawings

3. Declaration or Oath

☒ Enclosed and executed by inventor.

4. **Nonpublication Request under 35 U.S.C. § 122(b)(2)(B)(i)**

☒ Enclosed and signed in compliance with 37 C.F.R. § 1.33(b).

5. **Language**

☒ English

6. **Fee Calculation (37 CFR 1.16)**

☒ Utility application

A. Number of claims as filed 34

B. Number of independent claims as filed 3

Filing Fee Calculation [$\$710 + [(A-20) \times \$18 + (B-3) \times \$80]$] \$ 992.00

7. **Small Entity Statement**

☒ Applicant claims small entity under 37 CFR § 1.27.

Filing Fee Calculation (50% of above) \$ 496.00

8. **Assignment**

☐ An assignment of the invention and a separate cover sheet are attached.

9. **Fee Payment Being Made At This Time**

☒ Enclosed

☒ Basic filing fee \$ 496.00


☐ Recording Assignment \$

Total fees enclosed \$ 496.00

10. **Method of Payment of Fees**

[X] Commissioner is hereby authorized to charge the \$496.00 filing fees and any other additional fees needed to Deposit Account No. 50-1313 in the name of Buskop Law Group. A duplicate copy of this transmittal is attached.

Date: December 21, 2001


Wendy K. Buskop
Patent Attorney
Reg. No. 32,202

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1303306-1313

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Douglas C. Osburn III

Serial No.: Not Assigned

Filed: December 21, 2001

For: ENTERPRISE SERVER FOR
SCADA SYSTEM

Group Art Unit: Not Assigned

Examiner: Not Assigned

Atty Dkt No.: 782.10

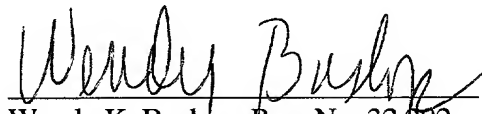
NONPUBLICATION REQUEST UNDER 35 U.S.C. § 122(b)(2)(B)(i)

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. § 122(b).

December 21, 2001

Date


Wendy K. Buskop, Reg. No. 32,202

This request must be signed in compliance with 37 C.F.R. § 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. § 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. § 122(b)(2)(B)(iii)).**